IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

WEDNESDAY, THE 8TH NOVEMBER 2006 / 17TH KARTHIKA 1928

Bail Appl..No. 6348 of 2006()

CRIME NO.435/2006 OF THAMARASSERY POLICE STATION

PETITIONER/3RD ACCUSED

P.K.JAMEELA, W/O.USMAN,
AGED 39 YEARS, EDAKKUNI HOUSE,
P.O.PURAPPADI SOUTH, EENGAPPUZHA,
KOZHIKODE TALUK.

BY ADV. SRI.R.SUDHISH
SMT.M.MANJU

RESPONDENTS: COMPLAINANT

STATE OF KERALA,
REP. BY THE SUB INSPECTOR OF POLICE,
THAMARASSERY POLICE STATION,
KOZHIKODE DISTRICT, REP. BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA.

BY PUBLIC PROSECUTOR, SRI.P.N.SUKUMARAN

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 08/11/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

J.M.JAMES, J.

- - - - - - - - - - - - - - - - - - - -

B.A. No. 6348 of 2006

- - - - - - - - - - - - - - - - - - - -

Dated this the 8th day of November, 2006

O R D E R

The petitioner is the third accused. She is the wife of a person, who is now employed abroad. Before his departure, he was doing business in gas stove repairs.

2. The prosecution alleges that accused Nos.1 and 2 say that, they, at the instance of the petitioner, committed theft of two gas cylinders of the Indane Company, as she promised them with Rs.1000/-, each. The same had been seized from the possession of the third accused, the petitioner, by the Thamarassery police, who registered Crime No.435/2006.

3. The counsel submits that she is a teacher and she may not be subjected to arrest and interrogation.

4. The prosecution submitted, basing on the disclosure statement of accused 1 and 2, that she is fully involved in the completion of the work done by her husband, while he was in India.

5. In the above fact situation, I direct the petitioner

to surrender before the Investigating Officer, who is investigating Crime No.435/2006 of Thamarassery Police Station, on 16/11/2006, between 9.30 a.m and 10 a.m.

6. The Investigating Officer shall interrogate the petitioner in the presence of the women police officials and complete the investigation. In the event of the arrest of the petitioner, she shall be released on bail, on her executing a bond for Rs.20,000/-, with two solvent sureties, each for the like sum, to the satisfaction of the Investigating Officer, arresting her.

7. The petitioner shall appear before the Investigating Officer, for the purpose of the completion of the investigation, as and when required, either till the completion of the investigation, or upto 30/12/2006, whichever is earlier.

(J.M.JAMES)
Judge

ms